

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA**

In re:)
)
Application of Newton Moving &)
Storage, LLC, doing business as Monro)
Moving & Storage Co. to Transfer Class)
E Certificate and to Amend Scope of)
Authority to Provide Statewide Service)
)
)

**MOTION FOR PROTECTIVE TREATMENT AND
BASIS FOR FILING EXHIBIT AS TRADE SECRET**

Newton Moving & Storage, LLC doing business as Monro Moving & Storage Co. ("Monro Moving & Storage Co." or "Applicant"), by its undersigned counsel and pursuant to S.C. Code Ann. § 39-8-10, et seq., Commission Order No. 2005-226, and all other applicable rules, statutes and regulations, hereby files this Motion for Protective Treatment ("Motion") in the above-captioned proceeding. By this Motion, the Applicant seeks protective treatment by the Public Service Commission of South Carolina ("Commission"), of certain commercially-sensitive financial statements filed as Trade Secret and attached to the Application of Monro Moving & Storage Co. for a Class E Certificate of Public Convenience and Necessity and to Amend Scope of Authority to Provide Statewide Service ("Application"). Because this Motion is an inseparable part of the Application, it is being filed concurrently therewith.

In support of this Motion, the Applicant provides the following:

1. The exact legal name, address and telephone number of the Applicant are:

Newton Moving & Storage, LLC
doing business as Monro Moving & Storage Co.
1809 Wylds Road (30909)
P.O. Box 15515
Augusta, Georgia 30919
Telephone: (706) 737-8374

2. Correspondence or communications regarding this Motion should be addressed to:

Bonnie D. Shealy
1901 Main Street, Suite 1200
Post Office Box 944
Columbia, South Carolina 29202
Telephone: 803.227.1102
Facsimile: 803.252-0724
bshealy@robinsonlaw.com

with a copy to:

Abraham Newton
Richard Newton
Newton Moving & Storage, LLC
doing business as Monro Moving & Storage Co.
1809 Wylds Road (30909)
P.O. Box 15515
Augusta, Georgia 30919
Telephone: (706) 737-8374
Richardnewton2353@gmail.com
monromoving@gmail.com

I. Description of Confidential Information.

3. The Application requires Monro Moving & Storage Co. to disclose evidence of financial fitness through the submission of documentation of its financial resources and ability to provide the requested service. In conformity with this requirement, the Applicant submits its balance sheet. This document contains highly confidential and strictly proprietary information,

the public disclosure of which may result in direct, immediate and substantial harm to the competitive position of Monro Moving & Storage Co. and the Application in South Carolina and elsewhere.

II. Grounds for Claim of Confidentiality.

4. Applicant is presently not legally required to prepare or submit financial statements, or any other financial information, to any public entity. As such, the financial statements attached to the Application are not readily available to persons external to Applicant except for regulatory and governmental agencies with jurisdiction over Applicant, and then only under seal.

5. Because the financial statements submitted by Applicant in support of the Application contain confidential and commercially-sensitive information from which its competitors may derive economic value, Applicant seeks to protect such material from public disclosure. Applicant derives independent economic value from the fact that significant, detailed and proprietary information regarding its financial structure and current financing activities is unknown to its competitors. As such, the financial statements are a “trade secret” as that term is used in South Carolina Trade Secrets Act. S.C. Code Section 39-8-20(5). Given this fact, the disclosure of this information could provide existing and potential competitors in South Carolina, as well as in other states in which Applicant provides or intends to provide transportation services, with an unfair and undeserved competitive advantage.

6. Applicant clarifies herein that its request for protection applies only to the document attached as its balance sheet to the Application. Applicant is not seeking protection of any type for those reports Applicant is required to file with the Office of Regulatory Staff (“ORS”) should the relief sought in the Application be granted.

CONCLUSION

7. The financial information included in support of Monro Moving & Storage Co.'s Application, for which Confidential Treatment is sought, is both proprietary and competitively sensitive. The substantial and direct harm that could be caused to Applicant as a result of disclosure is real and not speculative. Moreover, to date, no other jurisdiction or governmental agency has required Applicant to make this information available to the public. For all these reasons, the balance sheet attached to the Application should be protected from public disclosure the Commission.

WHEREFORE, Carolina Procurement Institute, Inc. respectfully requests that the South Carolina Public Service Commission grant this Motion for Protective Treatment with respect to the balance sheet attached to the Application of Newton Moving & Storage, LLC, doing business as Monro Moving & Storage Co. to Transfer Class E Certificate and to Amend Scope of Authority to Provide Statewide Service and filed under seal as Confidential in this proceeding.

Dated this 20th day of January, 2016.

Robinson, McFadden & Moore, P.C.

s/Bonnie D. Shealy
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Columbia, SC 29202
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Attorneys for Newton Moving & Storage, LLC
doing business as Monro Moving & Storage Co.

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Confidential and Proprietary

BALANCE SHEET
Filed Separately Under Seal